

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

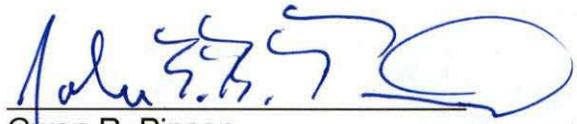
BLUE JAY COMMUNICATIONS, INC. )  
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 )  
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 )

CASE NO.  
2019-00278

ALLEGED VIOLATION OF UNDERGROUND  
FACILITY DAMAGE PREVENTION ACT )  
 )

NOTICE OF FILING

Notice is given to all parties Joint Stipulations of Fact have been filed into the record of this proceeding.

*for*   
Gwen R. Pinson  
Executive Director  
Public Service Commission  
P.O. Box 615  
Frankfort, KY 40602

DATED JAN 24 2020

cc: Parties of Record

COMMONWEALTH OF KENTUCKY

PUBLIC SERVICE COMMISSION

In the Matter of:

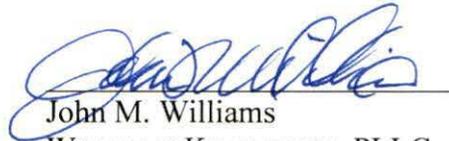
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	)	
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	)	2019-00278
ALLEGED VIOLATION OF UNDERGROUND	)	
FACILITY DAMAGE PREVENTION ACT	)	

**JOINT STIPULATION**

Blue Jay Communications, Inc., and the Kentucky Public Service Commission, Division of Inspections, stipulate to the following:

1. Blue Jay Communications, Inc. (“Blue Jay”) is in the business of, among other things, installation of underground communications cable.
2. On October 31, 2018, Blue Jay was installing underground cable as a contractor for Spectrum in Louisville, Jefferson County, Kentucky.
3. Prior to the installation of the cable, LG&E was notified, and the “Approximate Location” [as defined by KRS Section 367.4903 (11)] of gas line was properly marked.
4. Blue Jay hand dug, or “pot-holed,” various locations on the job site it was working on to expose the location of the utilities marked by LG&E or its locating company. See attached diagram.
5. Blue Jay utilized mechanized underground boring equipment for this installation. The cable was mechanically pulled through from a large spool and cannot be pulled by hand.

6. The boring, as depicted in the diagram, crossed Wynbrooke Circle and necessarily traversed the LG&E's plant south of the roadway, and close to the road.
7. Blue Jay hand dug or "pot-holed" in the "Approximate Location" prior to drilling in that area, exposing the gas line. See attached photographs.
8. Blue Jay initially traversed, or drove through, the exposed "Approximate Location" with a mechanized underground bore head without damaging the gas line; however, when the boring equipment was pulled out, the bore head stuck and damaged the gas line.
9. The withdrawal of the mechanized bore head was a "dead pull," meaning that the bore head was not turning at the time.

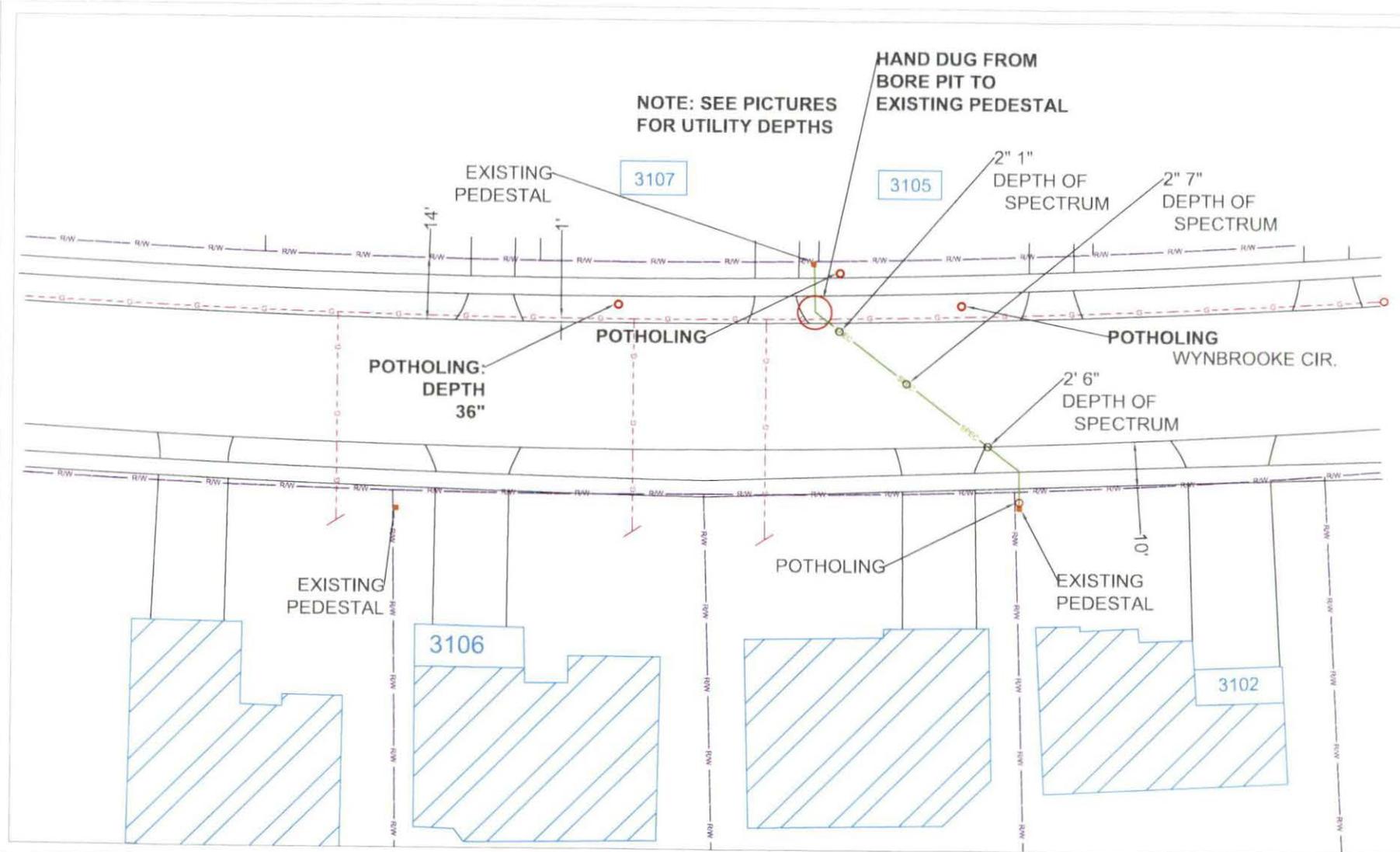


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Division of Inspections  
Kentucky Public Service Commission  
211 Sower Blvd.  
Frankfort, Kentucky 40601



NOTE: SEE PICTURES FOR UTILITY DEPTHS

HAND DUG FROM BORE PIT TO EXISTING PEDESTAL

3107

3105

2" 1" DEPTH OF SPECTRUM

2" 7" DEPTH OF SPECTRUM

POTHOLING: DEPTH 36"

POTHOLING

POTHOLING WYNBROOKE CIR.

2" 6" DEPTH OF SPECTRUM

POTHOLING

EXISTING PEDESTAL

3106

EXISTING PEDESTAL

3102

**Spectrum**  
COMMUNICATIONS  
1325 N. St. Martin Luther King Jr. Dr.  
Millsboro, DE 19966



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Branford, CT 06414  
PH: (203) 666-2528  
FAX: (203) 666-2930

PREPARED BY  
**DONALD PLUMLEY**

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plumleycommunications.com

APPROVED BY: DEP

AMENDMENTS

DATE	DESCRIPTION	BY

WYNBROOKE CIR.

3107 WYNBROOKE CIR.  
LOUISVILLE  
JEFFERSON

SHEET NUMBER  
**1 of 1**



Blue Jay Communications, Inc.  
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Brooklyn, OHIO 44144

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